

Attorney Docket No. 293/008 Cont. 5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Thomas J. Bachinski et al.  
For : MEDICAL GRAFTING CONNECTORS AND  
FASTENERS

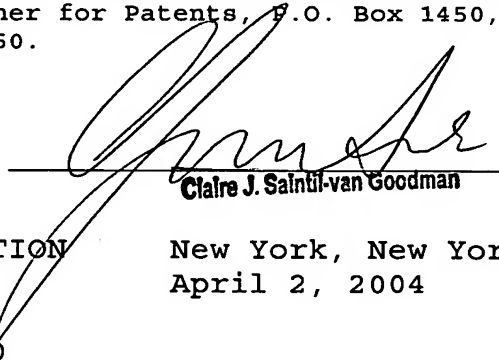
22278 U.S.PTO  
10/817120

EXPRESS MAIL CERTIFICATION

Express Mail mailing label number: EI125454172US

Date of Deposit: April 2, 2004

I hereby certify that this transmittal letter and the other papers and fees identified in this transmittal letter as being transmitted herewith are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and are addressed to MS PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

  
Claire J. Saintil-van Goodman

MAIL STOP PATENT APPLICATION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

New York, New York  
April 2, 2004

TRANSMITTAL LETTER FOR RULE 53(B)  
CONTINUING PATENT APPLICATION

Sir:

This is a request for filing a: ☒ continuation,  
☐ divisional, ☐ application of pending prior Application  
No. 10/188,699 (Confirmation No. 5456), filed July 2, 2002.

Transmitted herewith for filing are the  
☒ specification; ☒ claims; ☒ abstract; ☒ declaration;  
☒ power of attorney; for the above-identified patent  
application.

The enclosed declaration is:

- ☐ Newly executed (original or copy).
- ☒ A copy from a prior application (37 C.F.R. § 1.63(d)).
- ☐ A signed statement is attached deleting inventors named in the prior application (37 C.F.R. §§ 1.63(d)(2) and 1.33(b)).
- ☒ The entire disclosure of the prior application, from which a copy of the declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
- ☒ The prior application, Application No. 10/188,699, filed July 2, 2002, is assigned of record to St. Jude Medical ATG, Inc.

Also transmitted herewith are:

☒ an Information Disclosure Statement submitted within three months from the application filing date, including Form PTO-1449 (submitted in duplicate).

☒ 22 sheets of:

☒ Formal drawings.

☐ Informal drawings. Formal drawings will be filed during the pendency of this application.

☐ An assignment of the invention to: \_\_\_\_\_.

☐ A check in the amount of \$40.00 to cover the recording fee.

☐ Please charge \$40.00 to Deposit Account No. 06-1075 in payment of the recording fee. A duplicate copy of this transmittal letter is transmitted herewith.

☐ An associate power of attorney.

☐ A Certified copy of the priority document, \_\_\_\_\_ application, No. \_\_\_\_\_, filed \_\_\_\_\_.

The filing fee has been calculated as shown below:

| FOR                        | NUMBER FILED |        | NUMBER EXTRA | RATE      | FEE       |
|----------------------------|--------------|--------|--------------|-----------|-----------|
| Basic Fee                  |              |        |              |           | \$ 770.00 |
| Total Claims               | 2            | - 20 = | 0            | X \$ 18 = | \$        |
| Independent Claims         | 2            | - 3 =  | 0            | X \$ 86 = | \$        |
| A Multiple Dependent Claim |              |        |              | + \$290 = | \$        |
|                            |              |        |              | TOTAL     | \$ 770.00 |

- [X] A check in the amount of \$770.00 in payment of the filing fee is transmitted herewith.
- [X] The Director is hereby authorized to charge payment of any additional filing fees required under 37 C.F.R. §§ 1.16 and 1.17, in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.
- [ ] Please charge \$\_\_\_\_\_ to Deposit Account No. 06-1075 in payment of the filing fee. A duplicate copy of this transmittal letter is transmitted herewith.

Respectfully submitted,



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293/008 Cont. 5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Thomas J. Bachinski  
David S. Goldsteen  
Daniel J. Sullivan  
Application No.: Not Yet Available  
Filed : Concurrently Herewith  
For : MEDICAL GRAFTING CONNECTORS AND  
FASTENERS

New York, New York 10020  
April 2, 2004

Mail Stop Patent Application  
Commissioner for Patents  
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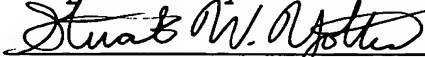
NOTIFICATION PURSUANT TO 37 C.F.R. § 1.604(b)  
IDENTIFYING A PUBLISHED PATENT APPLICATION  
FROM WHICH CLAIMS HAVE BEEN COPIED

Sir:

Pursuant to 37 C.F.R. § 1.604(b), applicants are presenting claims known to define the same patentable invention claimed in a pending application of another, and applicants hereby identify the published applications from which the claims have been copied:

| <u>Applicants'</u><br><u>Claim No.</u> | <u>Publication No. of</u><br><u>Published Application</u> | <u>Published</u><br><u>Claim No.</u> |
|--|---|--------------------------------------|
| 1                                      | WO 03/026475  | 6+10                                 |
| 2                                      | WO 03/026475  | 33                                   |

Respectfully submitted,



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